



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/975,642	10/10/2001	Mark S. Crowder	3123-380	8359

22442 7590 09/17/2003

SHERIDAN ROSS PC
1560 BROADWAY
SUITE 1200
DENVER, CO 80202

[REDACTED] EXAMINER

KIM, PAUL D

ART UNIT	PAPER NUMBER
3729	

DATE MAILED: 09/17/2003

9

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/975,642	10/10/2001	Mark S. Crowder	3123-380	8359
22442	7590			
SHERIDAN ROSS PC 1560 BROADWAY SUITE 1200 DENVER, CO 80202			EXAMINER [REDACTED]	KIM, PAUL D
			ART UNIT [REDACTED]	PAPER NUMBER 3729
DATE MAILED: [REDACTED]				

Please find below and/or attached an Office communication concerning this application or proceeding.

5

DETAILED ACTION

1. The reply filed on 7/28/2003 is not fully responsive to the prior Office Action, Restriction Requirement in Paper No. 8.
2. Applicants fail to response to the prior office action to the restriction requirement by a provisional election in Paper No. 8.
3. An argument is that the restriction requirement is not appropriated and all claims are related each other. Examiner explains to the applicants as set forth in Paper No. 7.
4. Claims 32-42 and 51-63 are the product claims so that these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

The applicant argues that because there are several combined features that are common to both Group I (combination) and Group II (subcombination), that the restriction requirement must be withdrawn. The examiner maintains that the inventions between Group I (combination) and Group II (subcombination) are distinct in that Group I (combination) does not require the specific "storage container" as required by Group II (subcombination). In other word, there is no "storage container" even recited in claims 1-31. Thus, Group II (subcombination) has separate utility with the use of a "storage container".

The applicant argues that Group I and II do not contain claims directed patentable distinct species. For example, however, the coating processes recited in claims 3-6 and 9 are Mutually exclusive each other.

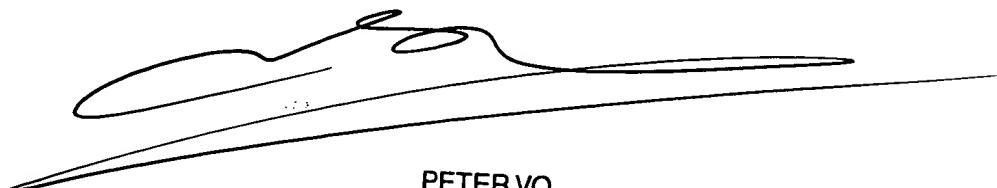
5. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul D Kim whose telephone number is 703-308-8356. The examiner can normally be reached on Tuesday-Friday between 7:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Vo can be reached on 703-308-1789. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-5648.

pdk



PETER VO
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3700